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18 *Attorneys for Defendants*
19 *The Cigna Group (f/k/a Cigna Corporation) and*
20 *Cigna Health and Life Insurance Company*

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

SUZANNE KISTING-LEUNG, SAMANTHA
DABABNEH, RANDALL RENTSCH, and
CHRISTINA THORNHILL, individually and on
behalf of all other similarly situated,

Plaintiffs,

v.
CIGNA CORPORATION, CIGNA HEALTH
AND LIFE INSURANCE COMPANY, and
DOES 1 through 50, inclusive,

Defendants.

Case No. 2:23-cv-01477-DAD-KJN

**DECLARATION OF DMITRIY
TISHYEVICH IN SUPPORT OF CIGNA'S
MOTION TO DISMISS THE SECOND
AMENDED COMPLAINT**

Date: June 4, 2024
Time: 1:30 P.M.
Judge Hon. Dale A. Drozd
Courtroom: 4, 15th floor
Sec. Am. Complaint Filed: December 18, 2023

1 I, Dmitriy Tishyevich, hereby declare:

2 1. I am a partner of the firm McDermott Will & Emery LLP, attorneys for Defendants
3 The Cigna Group and Cigna Health and Life Insurance Company (collectively, "Cigna"). I have
4 personal knowledge of the facts stated herein, and if called as a witness, could and would testify
5 competently thereto. I submit this Declaration in support of Cigna's Motion to Dismiss.

6 2. Attached hereto as Exhibit A is a true and correct copy of the Cigna website, available
7 at www.cigna.com, accessed on January 31, 2024.

8 3. Attached hereto as Exhibit B is a true and correct copy of excerpts from the AMDOCS,
9 Inc. health benefit plan applicable to the claims at issue for Plaintiff Suzanne Kisting-Leung.

10 4. Attached hereto as Exhibit C is a true and correct copy of excerpts from the Sunrun,
11 Inc. health benefit plan applicable to the claim at issue for Plaintiff Samantha Dababneh.

12 5. Attached hereto as Exhibit D and Exhibit E are true and correct copies of excerpts from
13 the Lennar Corporation health benefit plans applicable to the claims at issue for Plaintiff Randall
14 Rentsch.

15 6. Attached hereto as Exhibit F is a true and correct copy of excerpts from the Becton
16 Dickinson health benefit plan applicable to the claim at issue for Plaintiff Cristina Thornhill.

17 I declare under penalty of perjury that the foregoing is true and correct.

18 Dated: February 1, 2024

19 */s/ Dmitriy Tishyevich*

20 Dmitriy Tishyevich